Los Angeles County Sheriff's Department

Officer Involved Shooting

Report Date:	Bureau/Station/Facility:	Admin. Invest.?	Hit?
06/02/2014	Lancaster Station	[ ]	[x]

Incident Information

URN: 014-04059-1126-055	Date: 03/16/2014 Time: 1619
City or Station: Lancaster	Nature of Incident: Suspect charged deputy's vehicle and began firing at him with a handgun as he arrived at 245 call for service. Suspect fired at second deputy as he arrived, who returned fire which hit suspect.
Location: [redacted] 16th St West, #[redacted], Lancaster, CA	

Location Type (*check one or more*):
- [ ] Backyard
- [ ] Beach
- [ ] Business
- [ ] Freeway
- [ ] Industrial
- [ ] Park
- [x] Parking Lot
- [x] Residence
- [ ] Rural
- [ ] School
- [ ] Street
- Other:

Lighting (*check only one*):
- [ ] Darkness
- [x] Daylight
- [ ] Other
- [ ] Street Lights

Weather (*circle only one*):
- [x] Clear
- [ ] Cloudy
- [ ] Fog
- [ ] Rain

Distance:

Incident Type (*check one or more*):
- [ ] Accidental
- [x] Armed Person
- [ ] Fleeing Suspect
- [ ] Foot Pursuit
- [ ] Gun Take Away
- [ ] Moving Vehicle
- [x] Sniper/Ambush
- [ ] Startle
- [ ] Struggle Involved
- [ ] Traffic Stop
- [ ] Unarmed Person
- [ ] Unintentional
- [ ] Vehicle Pursuit
- [ ] Warrant Service
- [ ] Warning Shot
- Other:

Initiated by (*check only one*):
- [ ] Arrest Warrant
- [x] Call
- [ ] Observation
- [ ] One Person Unit
- [ ] Other
- [ ] Search Warrant
- [ ] Two Person Unit

Prior Activity (*check only one*):
- [ ] Detective
- [ ] Inmate Transport
- [ ] Other
- [x] Routine Patrol

Aero Unit? [ ] Canine Unit? [ ]

Total # of Shots Fired by Deputy	Total # of Shots Fired by Suspect
13	4

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*check only one*)	ShiftType (*check only one*)
[redacted]	Lynch II	Lawrence	D	[ ] EM [x] PM [ ] Day	[x] Regular [ ] Overtime [ ] Off Duty
[redacted]	Levin	Anthony	G	[ ] EM [x] PM [ ] Day	[x] Regular [ ] Overtime [ ] Off Duty
[redacted]	Esswein	Jeremy	M	[ ] EM [x] PM [ ] Day	[x] Regular [ ] Overtime [ ] Off Duty

Non-Employee Witnesses

Last Name [redacted]		First Name [redacted]		M.I. [redacted]	
Street Address [redacted]	City [redacted]	Zip Code [redacted]	Work Ph [redacted]	Home Ph [redacted]	
Last Name [redacted]		First Name [redacted]		M.I. [redacted]	
Street Address [redacted]	City [redacted]	Zip Code [redacted]	Work Ph [redacted]	Home Ph [redacted]	
Last Name [redacted]		First Name [redacted]		M.I. [redacted]	
Street Address [redacted]	City [redacted]	Zip Code [redacted]	Work Ph [redacted]	Home Ph [redacted]	

Supervisors

Employee #	Last Name	First Name	M.I.	(*check one or more*):
[redacted]	Bergo	Christopher	K	[x] On Duty [ ] Witness to shooting [ ] Present during shooting [ ] Involved in shooting
				[ ] On Duty [ ] Witness to shooting [ ] Present during shooting [ ] Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Boog	Sean	A

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Moore	Jeff	M

PSTD Use Only

SH # SH 2351042

Officer Involved Shooting

JRN: 014-04059-1126-055

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
03/16/2014	1740		09/26/2014

Employee #	Last Name	First Name	M.I.
[redacted]	Watters	Dennis	M
[redacted]	Hamil	Jeffrey	F
[redacted]	Carter	Quitman	V

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(SS) SIG Sauer
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S1	E1	FH	BW	38			NN	
E1	S1	FH	BR	9	Y	Y	GS	HD, AR

See Front Side

Officer Involved Shooting
Involved Employee Information

URN: 014-04059-1126-055

Involved Employee

E 1

Employee # [redacted]	Last Name: Orantes	First Name: Lewis	M.I.: J
Sex: M Race: H	Rank: Deputy	Unit Assignment: Lancaster	Work Assignment (Unit #, Module, etc.): 111B
ShiftTime (*circle only one*): ☐ EM ☑ PM ☐ Day	ShiftType (*circle only one*): ☑ Regular ☐ Overtime ☐ Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case #: Interviewed? ☑
Hrs of sleep prior to shooting: Unknown	Duty Time (hrs): Unknown	Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Raid Jacket w/ Vest ☐ Plain Clothes w/ Vest ☐ Uniform no Vest ☐ Raid Jacket no Vest ☑ Uniform w/ Vest	Other Factors:
Age: [redacted] Height: 603	Weight: 210		
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: LCS	Prior Shootings? [redacted] Number of Prior Shootings: [redacted] Directed Force: [redacted]
Weapons Fired Brand: Beretta	Caliber: 9MM # Shots: 13	Weapons Fired Brand:	Caliber: # Shots:
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]

E __

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank:	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): ☐ EM ☐ PM ☐ Day	ShiftType (*circle only one*): ☐ Regular ☐ Overtime ☐ Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case #: Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Raid Jacket w/ Vest ☐ Plain Clothes w/ Vest ☐ Uniform no Vest ☐ Raid Jacket no Vest ☐ Uniform w/ Vest	Other Factors:
Age: Height:	Weight:		
Range Qualification Date:	PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit:	Prior Shootings? ☐ Number of Prior Shootings: Directed Force: ☐
Weapons Fired Brand:	Caliber: # Shots:	Weapons Fired Brand:	Caliber: # Shots:
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

E __

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank:	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): ☐ EM ☐ PM ☐ Day	ShiftType (*circle only one*): ☐ Regular ☐ Overtime ☐ Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case #: Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Raid Jacket w/ Vest ☐ Plain Clothes w/ Vest ☐ Uniform no Vest ☐ Raid Jacket no Vest ☐ Uniform w/ Vest	Other Factors:
Age: Height:	Weight:		
Range Qualification Date:	PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit:	Prior Shootings? ☐ Number of Prior Shootings: Directed Force: ☐
Weapons Fired Brand:	Caliber: # Shots:	Weapons Fired Brand:	Caliber: # Shots:
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

See Other Side

Officer Involved Shooting
Suspect Information

Suspect Information

S	Last Name: Spears	First Name: Dajuan	M.I.: B
	AKA Last Name:	First Name:	M.I.:
Sex: M Race: B	Street Address: [redacted]	City: [redacted]	State & Zip Code: [redacted]
Work Phone: [redacted]	Home Phone: [redacted]	Social Security #: [redacted]	Driver's License #: [redacted]
Age: 28 D.O.B. 05/06/1985	Height: 506 Weight: 165	FBI #: [redacted]	CII #: [redacted]
Booking #: 3896322	Primary Charge: 664/187PC	Secondary Charge: 273.5(a)PC	
Coroner Case? ☐	Coroner Case #:	Intoxication/Drug Usage? ☑	Substance Used: Alcohol
Armed? ☑	Apprehended? ☑	Mental Illness? ☐	Criminal History? [redacted]
Vehicle Make: N/A		Model:	Year:

S	Last Name:	First Name:	M.I.:
	AKA Last Name:	First Name:	M.I.:
Sex: Race:	Street Address:	City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #:	CII #:
Booking #:	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #:	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make:		Model:	Year:

S	Last Name:	First Name:	M.I.:
	AKA Last Name:	First Name:	M.I.:
Sex: Race:	Street Address:	City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #:	CII #:
Booking #:	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #:	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make:		Model:	Year:

S	Last Name:	First Name:	M.I.:
	AKA Last Name:	First Name:	M.I.:
Sex: Race:	Street Address:	City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #:	CII #:
Booking #:	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #:	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make:		Model:	Year:

See Other Side

SUPPLEMENTAL NON-EMPLOYEE WITNESSES

Los Angeles County Sheriff's Department

Non-Employee Witnesses

Last Name	First Name	M.I.	Street Address	Zip Code	Work Ph	Home Ph
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]		[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

SUPPLEMENTAL EMPLOYEE WITNESSES
Los Angeles County Sheriff's Department

Employee Witnesses

Last Name	First Name	M.I.	Street Address	Zip Code	Work Ph	Home Ph
Bodily	Ryan	M	Lancaster Station		661-948-8466	
Banos	Andrew	G	Palmdale Station		661-272-2400	
Sobotie	Dora	NMN	Medical Services Bureau		213-893-5100	

INTERNAL AFFAIRS BUREAU

INVESTIGATIVE SUMMARY

DEPUTY INVOLVED SHOOTING: HIT

CASE NUMBER: SH 2351042

FILE NUMBER: 014-04509-1126-055

STATION/UNIT/BUREAU: North Patrol Division/Lancaster Station

DATE/TIME/DAY: March 16, 2014, 1619 hours, Sunday

LOCATION: [redacted] 16th Street West, Apartment #[redacted]
Lancaster, CA 93534

SYNOPSIS:

On March 16, 2014, Deputies Lawrence Lynch, #[redacted] and Lewis Orantes, #[redacted], responded to an emergency call regarding a person screaming and gunshot heard at [redacted] 16th Street West, Lancaster. Both deputies were driving marked Sheriff's Department patrol cars and were assigned as single man units. Deputies Lynch and Orantes communicated their locations as they responded on the tactical frequency. Deputy Orantes requested Aero Bureau support but no airship was available. The call was updated to indicate gunshots were heard and there was a possible gunshot victim prior to their arrival.

Deputy Lynch drove south through the apartment complex on 16th Street West while he searched for the correct building. The complex consisted of numerous multi-unit, two story buildings, all of which are addressed as 16th Street West.

When Deputy Lynch reached the intersection with the east/west access road to [redacted] 16th Street West, a citizen advised him there was a male Black adult who was bleeding to his west. Deputy Lynch believed this male was a victim and drove west on the access road between the buildings numbered [redacted] and [redacted].

IAB Note: See map of apartment complex and perspective photographs labeled **Exhibit D**. A legend which identified

the location from which the photographs were taken is included with Exhibit D.

Suspect Spears walked north through the carport from the sidewalk on the south side of the access road as Deputy Lynch approached. Deputy Lynch did not detect any threat in the mannerisms displayed by Suspect Spears. His view of Suspect Spears was partially obstructed by the parked vehicles. He could not see Suspect Spears hands. Deputy Lynch was about fifteen to twenty yards from Suspect Spears when he emerged from behind the vehicles. Suspect Spears suddenly fired gunshots at the patrol car as he sprinted toward Deputy Lynch.

IAB Note: Suspect Spears stated he fired one shot in the air prior to the arrival of the deputies during his interview by Homicide. He told Deputy Banos he fired four rounds at the deputies, see **Exhibit A, page 49**. Suspect Spears' firearm had a capacity of thirteen rounds in the magazine and one round in the chamber. The weapon was recovered with ten live rounds.

There was a total of three expended .380 caliber shell casings recovered. One casing was recovered on the landing outside Apartment [redacted] and the other two in a cement planter near the area in which Suspect Spears initiated his attack on Deputy Lynch.

Deputy Lynch felt Suspect Spears had him at a disadvantage due to the short distance which separated them and the speed of the attack. Deputy Lynch immediately reversed the patrol car at maximum speed to create distance between them. Suspect Spears chased the patrol car and was able to close to a distance of approximately five feet before he discontinued his assault about half the distance between 16th Street West and the first parallel access road to the west. Deputy Lynch stopped when he reached the intersection with 16th Street West and broadcast his status via the radio.

Deputy Orantes arrived at the apartment complex and drove south on 16th Street West, then west on an east/west access road. Deputy Orantes was informed Suspect Spears was to his south by a passing citizen. He drove south in an access road which formed a T intersection with the east/west access road on which Deputy Lynch travelled. Deputy Orantes saw Suspect Spears run east and out of view on the access road when he was approximately fifty yards from the intersection. Suspect Spears fit the description given in the call but he did not see a firearm. Deputy Orantes removed his duty weapon from his holster and opened his driver's door in preparation because the call indicated

Suspect Spears possessed a firearm. He continued south to ascertain Suspect Spears' location.

Suspect Spears ran back to the west as Deputy Orantes neared the T intersection. Suspect Spears pointed his gun at Deputy Orantes as he ran. Deputy Orantes heard one shot and saw a muzzle flash from Suspect Spears' weapon. Deputy Orantes exited his patrol car and fired multiple rounds at Suspect Spears to stop this threat. Deputy Orantes did not place the patrol car in park and it continued to roll forward. He did not know how the vehicle came to a stop. Deputy Orantes believed the slide on his firearm locked to the rear to indicate it was empty, and he reloaded the weapon with a magazine from his pouch.

IAB Note: Gunshots can be heard in the background while Deputy Lynch broadcast he had been fired upon. See dispatch frequency radio traffic, **Exhibit E**, beginning at 15:22.

Gunshots can be heard on the 911 call labeled @226 911G contained within **Exhibit A**. There are two gunshots at 00:25 and multiple gunshots at 00:41.

IAB Note: Deputy Orantes' weapon was recovered with fourteen rounds in the magazine and one round in the chamber. There was a magazine recovered on the ground northwest of his patrol car which contained two live rounds. One additional live round was discovered on the ground.

Deputy Orantes stated he carried the weapon with fifteen rounds in the magazine and one round chambered. There were potentially thirteen rounds fired based on the count of remaining live rounds. There were eleven expended 9MM shell casings recovered at the scene.

Suspect Spears was struck in the right hand and forearm and dropped the gun. Deputy Orantes did not realize Suspect Spears dropped the firearm. Suspect Spears ran to the landing outside [redacted] 16th Street West #[redacted] and yelled for Witness [redacted] to allow him entry to the apartment. Deputy Orantes chased Suspect Spears and detained him at gunpoint. Deputy Orantes broadcast he was involved in a shooting and had detained the suspect at gunpoint.

INTERNAL AFFAIRS BUREAU

INVESTIGATIVE SUMMARY

Deputy Lynch saw Suspect Spears shoot to the north as he ran west after he discontinued his pursuit of Deputy Lynch. Deputy Lynch heard multiple gunshots and saw Deputy Orantes emerge from the area in which Suspect Spears had shot. Deputy Orantes chased Suspect Spears to the west and Deputy Lynch drove west to assist. Deputy Lynch saw Suspect Spears' firearm on the ground on the access road and positioned his patrol car over the firearm to ensure it was not moved.

> **IAB Note:** A latent print on the handgrip of the recovered .380 caliber firearm was identified as Suspect Spears' right middle finger. See Crime Lab report labeled **Exhibit A, pages 170-173**.

Suspect Spears was ordered down the stairs and taken into custody without further incident after the arrival of assisting units. Los Angeles County Fire Department paramedics provided treatment to Suspect Spears at the scene. He was transported to Antelope Valley Hospital Medical Center for further treatment.

Homicide Detectives Ronald Duval, #[redacted], and Frank Salerno, #[redacted], responded to conduct the criminal investigation. See completed investigation attached as **Exhibit A**. Suspect Spears was arrested on March 20, 2014 under booking #3901162.

The case was submitted to the Justice System Integrity Division of the District Attorney's Office for review. See Letter of Opinion labeled **Exhibit B**.

<u>INVOLVED PERSONNEL:</u>

Deputy Lewis Orantes, #[redacted], MH/[redacted], 6'3", 210lbs, DOB [redacted]
North Patrol Division/Lancaster Station - 111B

Date of Employment: 04/12/2006
Date Assigned to Patrol: [redacted]
Date Completed Patrol Training: [redacted]

Prior Shooting Incidents: [redacted]
Prior Founded Force Incidents: 1

<u>SUSPECT:</u>

Dajuan Spears, #3901162, MB/28, DOB 05/06/1985, 5'6", 165lbs

Suspect Spears received a gunshot wound to his right hand and forearm. He was transported via ambulance to Antelope Valley Hospital Medical Center for treatment.

INTERNAL AFFAIRS BUREAU

INVESTIGATIVE SUMMARY

A review of Suspect Spears' Consolidated Criminal History [redacted]

> **IAB NOTE:** See **Exhibit C** for a complete copy of Suspect Spears' Consolidated Criminal History.

<u>DEPARTMENT WITNESSES:</u>

Deputy Lawrence Lynch, #[redacted]
North Patrol Division/Lancaster Station, 111

Deputy Anthony Levin, **#**[redacted]
North Patrol Division/Lancaster Station, 114A

Deputy Jeremy Esswein, **#**[redacted]
North Patrol Division/Lancaster Station, 114A

Deputy Ryan Bodily, **#**[redacted]
North Patrol Division/Lancaster Station, 111T2

Deputy Andrew Banos, **#**[redacted]
North Patrol Division/Palmdale Station, 266A

Registered Nurse II Dora Sobotie, #[redacted]
Medical Services Bureau

<u>CIVILIAN WITNESSES:</u>

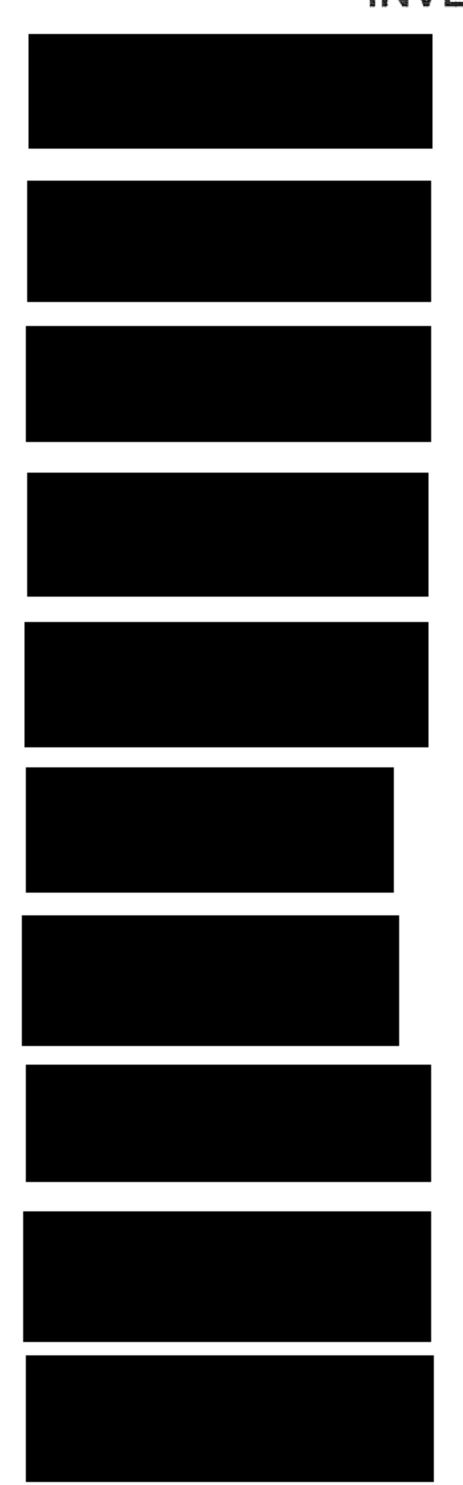


[redacted]

[redacted]

INTERNAL AFFAIRS BUREAU

INVESTIGATIVE SUMMARY



[redacted]

INTERNAL AFFAIRS BUREAU

INVESTIGATIVE SUMMARY


[redacted]

PHYSICAL EVIDENCE:

Homicide Bureau Sergeant Chaffey Shepherd, #[redacted], conducted an investigation of the interior of Suspect Spears' residence at [redacted]. Sergeant Chaffey completed a supplementary report which is attached as **Exhibit A, pages 60-62**

INTERNAL AFFAIRS BUREAU

INVESTIGATIVE SUMMARY

Homicide Detectives Steve Blagg, #[redacted], and Louie Aguilera, #[redacted], conducted an investigation of the outdoor portion of the scene. See copy of supplemental report documenting their investigation contained as **Exhibit A, pages 63-72.**

Crime Lab personnel assisted with the collection of evidence, prepared sketches and photographed the scene. See **Exhibit A, pages 110-134**. The sketches are attached as **Exhibit A, pages 119-120.**

IAB Note: Three compact discs attached as **Exhibit A** include scene photographs taken by the Crime Lab personnel, photographs of Suspect Spears' injuries, radio traffic, 911 calls, and the audio from the Homicide Bureau interviews

RADIO TRAFFIC:

A copy of the radio traffic for both the dispatch frequency and tactical frequency was obtained from the Sheriff's Communication Center and is included on a compact disc attached as **Exhibit E**. The time stamp referenced on the recording is indicated in bold and the elapsed time for audio file is indicated adjacent to the summary of the traffic.

Dispatch Frequency

1609 Hours

07:08 Call broadcast as 927S, female screaming "Call 911."

1612 Hours

09:33 Call updated to indicate gunshots heard.

11:09 Call updated to indicate 245GSV (gunshot victim), female Black adult in floral print dress screaming for help.

1615 Hours

11:56 Second call which indicated suspect description of male Black adult wearing black shirt and shorts.

12:23 Request for Aero Bureau. Aero not available.

1617 Hours

13:27 Deputy Lynch advised 10-97.

14:05 Call updated to indicate male Black walking toward center of apartment complex.

1619 Hours

15:22 Deputy Lynch advised he took gunfire. Gunfire in the background. Deputy Lynch advised suspect running west toward apartment.

15:43 Deputy Orantes advised 998, detaining at gunpoint.

1621 Hours

18:01 Sergeant Bergo advised Code 6

1623 Hours

19:43 Sergeant Bergo advised suspect detained.

Tactical frequency

1611 Hours

03:55 Deputy Orantes advised desk he was available to respond from rescue/person dead call.

04:30 Desk advised several callers heard gunshots.

1613 Hours

05:13 Deputies Orantes and Lynch communicated locations from which they responded.

1614 Hours

06:29 Desk advised female Black in floral dress screaming for help and possible suspect male Black with black shirt. Possible 245 GSV (gunshot victim).

06:53 Deputy Lynch obtained updated location from Deputy Orantes and asked him to put out broadcast if he arrived first.

1615 Hours

07:52 Sergeant Bergo advised responding from the station.

08:30 Desk advised possible DP (disturbing party) was male Black adult with black shirt and black shorts possibly walking toward center of complex. Female in Apartment [redacted] yelling her [redacted] has been shot.

08:45 Deputy Orantes asked desk if the suspect was confirmed to possess a firearm and if he was at the location. Desk replied informant did not see a firearm and victim was in Apartment [redacted].

1617 Hours

09:33 Deputy Lynch requested Deputy Bodily enter complex from south and advised suspect was moving toward center of complex. Deputy Lynch searching for apartment and stated intent to put out broadcast after he located apartment.

09:58 Desk advised possible disturbing party in front of [redacted].

10:28 Desk advised disturbing party was male Black adult wearing black shirt and cargo shorts with blood on his forehead.

10:42 Desk advised male told informant to go back inside because he was going to start shooting people.

11:08 Desk repeated suspect description.

1620 Hours

11:44 Post shooting coordination

WEAPON USED BY DEPUTY:

Deputy Lewis Orantes

Service Weapon Type:	9MM Beretta
Rounds Fired:	13
Ammunition Used:	WIN 9MM Luger
Date Last Qualified:	[redacted]

IAB NOTE: Deputy Orantes' service weapon, one loose, live 9MM round, and a magazine containing fourteen live rounds of ammunition were submitted to the Crime Lab under receipt **#K563886**. There were eleven expended 9MM casings recovered at the scene. The Crime Lab tested the firearm for functionality, see **Exhibit A, pages 126-127,** for a copy of their report.

WEAPON USED BY SUSPECT:

Suspect Spears used a Fabrique Nationale/Browning, Model BDA-380, .380 caliber, semi-automatic handgun. This weapon was recovered with ten live rounds. Three expended shell casings were recovered at the scene. The firearm has a capacity of fourteen rounds (one chambered and thirteen in the magazine).

IAB Note: A fingerprint matching Suspect Spears' right middle finger was located on the grip of the firearm. See **Exhibit A, pages 171-173**.

IAB Note: Photographs of Suspect Spears' weapon were taken by Crime Lab personnel, see **Exhibit A.** A printed copy of a photograph depicting Suspect Spears' weapon is attached as **Exhibit F.**

PROPERTY DAMAGE:

An examination of the scene for firearms related evidence was conducted by Crime Lab Deputy Ivan Chavez, #[redacted]. Deputy Chavez documented the bullet strikes to the

apartment buildings located at [redacted] 16th Street West and [redacted] and a Dodge truck, California license # [redacted]. See supplementary report by Deputy Chavez attached as **Exhibit A, pages 122-125**.

CRIMINAL INVESTIGATOR/CHARGES FILED:

Investigators: Detectives Ronald Duval and Frank Salerno

Charges Filed: The following charges were filed against Suspect Spears on March 18, 2014 under court case #MA062434. The case is pending.

Two counts Attempted Murder of a Peace Officer, 664/187(a)PC
Two counts Assault on Peace Officer, 245(d)(2)PC
Assault with a Semiautomatic Firearm, 245(b)PC
Injuring a Girlfriend and Child's Parent, 273.5(a)PC
Child Abuse, 273(a)PC
Discharge of Firearm with Gross Negligence, 246.3(a)PC

LIGHTING AND WEATHER CONDITIONS:

The shooting occurred during daylight hours. The weather was clear.

INVOLVED EMPLOYEE STATEMENT:

Deputy Lewis Orantes, # [redacted], was interviewed by Homicide Detectives Duval and Salerno on March 16, 2014. This interview was audio recorded and transcribed as **Job #42321**. See Transcriptions section for a verbatim copy of the interview. Detective Duval summarized this interview in a supplementary report attached as **Exhibit A, pages 86-88**. Deputy Orantes is no longer employed by the Los Angeles County Sheriff Department. On April 30, 2015, Deputy Orantes' attorney, Mitchell Kander of Green and Shinee, advised Deputy Orantes declined to interview with Internal Affairs.

Deputy Orantes was working a single man uniformed patrol assignment. He was waiting for the mortuary to arrive on a person dead call in which Homicide was not responding. He heard the call regarding a person screaming and requested permission to leave his location and respond to the call because it was busy and he didn't hear any other units acknowledge the call.

Deputy Orantes responded to the call from five to eight miles away. The call was upgraded to a gunshot victim while he responded. Deputy Orantes requested Aero and was informed they were not available.

Deputy Lynch coordinated the call as they responded. Deputy Lynch intended to make contact with the victim and initiate a crime broadcast. The call was updated with a suspect description when Deputy Orantes was about one to two miles from the location. They were also advised the suspect had left the apartment.

Deputy Orantes turned off his siren and emergency lights as he entered the apartment complex from the north on 16th Street West. The call was updated to indicate the suspect was standing outside of a specific building and Deputy Orantes located a sign which indicated the location of the building and drove west on an access road toward the building. He asked a citizen driving through the complex if he had seen the suspect and learned a person who fit the description was just south of his location.

Deputy Orantes turned left and travelled south on an access road which formed a T intersection with the east/west access road near [redacted] 16th Street West. He saw the suspect run from west to east on the east/west access road about fifty yards in front of him. He believed Suspect Spears fit the description of the suspect but did not see a firearm.

Deputy Orantes removed his firearm from his holster and opened his driver's side door because he felt the suspect may be armed based on the call. He drove south to locate Suspect Spears. Suspect Spears appeared from the east as Deputy Orantes neared the intersection. Deputy Orantes estimated Suspect Spears was ten to fifteen yards from his position. Suspect Spears lifted his right hand and fired one round at Deputy Orantes. Deputy Orantes heard the shot and saw the muzzle flash.

> **IAB Note:** Detective Duval estimated the distance between Suspect Spears and Deputy Orantes at the time Suspect Spears fired the shot as five to six yards based on the distance to the physical object Deputy Orantes used to estimate the distance during the interview.

Deputy Orantes exited his patrol car and shot five to six times at Suspect Spears to neutralize the threat. He did not remember how he exited the patrol car or how the car came to a stop. He did not place the patrol car in park and saw it continue to roll forward. Deputy Orantes saw his slide was locked to the rear and believed his weapon

was empty. He completed a tactical reload as Suspect Spears ran between the cars in the carport and up the stairs to Apartment [redacted].

Deputy Orantes kept sight of Suspect Spears while he broadcast he had been involved in a shooting and had the suspect detained. He told Suspect Spears, "Hey, drop the gun. Fucking drop the fucking gun," because he believed he was still armed. Suspect Spears said, "I don't have the gun anymore," and was yelling for the person in the apartment to allow him entry.

Deputy Lynch arrived and they detained Suspect Spears at gunpoint until additional units arrived.

EMPLOYEE WITNESS STATEMENT:

Deputy Lawrence Lynch, #[redacted], was interviewed by Homicide Detectives Duval and Salerno on March 16, 2014. IAB Sergeants Dennis Watters and Jeff Hamil were present for this interview. This interview was audio recorded and transcribed as **Job #42343**. See Transcriptions section for a verbatim copy of the interview. Detective Duval summarized this interview in a supplementary report attached as **Exhibit A, pages 84-86**.

Deputy Lynch was interviewed by IAB Sergeants Watters and [redacted] on May 21, 2015. This interview was audio recorded and transcribed as **Jobs #46384 and 46385**. See Transcriptions section for a verbatim copy of the interview.

Deputy Lynch was assigned to handle a call regarding a female screaming, which was updated to indicate a gunshots were heard and there was potentially a gunshot victim at the location. Deputy Lynch responded Code 3 from about two to three miles to the northwest.

The apartment complex where the incident occurred is a large complex wherein individual addresses are difficult to locate. Deputy Lynch requested assisting units check the vicinity for a victim.

Deputy Lynch entered the apartment complex at the north end on 16th Street West and drove to the south. A citizen told him there was a male who was hurt to his west as he turned the corner from 16th Street West to drive west on the access road.

Deputy Lynch saw Suspect Spears walking behind cars parked along the south edge of the road as he approached. Suspect Spears appeared calm and Deputy Lynch

wondered if he was the victim. Suspect Spears did not display any aggressive mannerisms.

> **IAB Note:** The suspect description was broadcast on the radio. Deputy Lynch did not recall hearing the information broadcast.

Suspect Spears walked to the road and emerged from behind a Dodge truck. He immediately ran toward the patrol car as he fired multiple rounds at Deputy Lynch. Suspect Spears was about fifteen to twenty yards west of Deputy Lynch when he attacked. Deputy Lynch did not feel he had time to exit his patrol car, so he accelerated in reverse to gain distance from Suspect Spears. Suspect Spears closed to a distance of about five feet from the patrol car during his pursuit, and Deputy Lynch was surprised he did not hear any bullets strike his vehicle.

Deputy Lynch drove in reverse to the intersection with 16th Street West. At some point Suspect Spears discontinued his pursuit of the patrol car and ran to the west. Deputy Lynch broadcast he was taking gunfire over the radio.

Suspect Spears was about one half of the distance back to the location Deputy Lynch first saw him when Suspect Spears started shooting north toward the intersecting road from which Deputy Orantes emerged. Deputy Lynch heard multiple gunshots but wasn't sure how many Suspect Spears fired. He did not see Deputy Orantes fire any rounds. A building blocked his view until he saw Deputy Orantes chase Suspect Spears to the west.

Deputy Lynch could not remember if he saw Suspect Spears drop his firearm on the access road. Deputy Lynch drove west to assist Deputy Orantes. He saw Suspect Spears' firearm on the ground and parked the front portion of his patrol car over the weapon to ensure it remained in place.

Deputy Orantes broadcast on the radio as he chased Suspect Spears to the second floor landing outside Apartment [redacted], where he was held at gunpoint. Suspect Spears was verbally uncooperative but kept his hands visible. Deputy Lynch believed he cursed at Suspect Spears but did not remember what he said.

Suspect Spears was ordered down the stairs and taken into custody after the arrival of assisting units. Deputy Lynch noted an injury to Suspect Spears' forearm when he handcuffed him but did not know how the injury occurred. An unknown deputy removed Suspect Spears from the area after he was handcuffed.

IAB Note: Deputy Lynch marked a map during his interview with Internal Affairs. See **Exhibit K**.

Deputy Anthony Levin, #[redacted], and his partner, Deputy Jeremy Esswein, #[redacted], arrived at the scene after the shooting had occurred. Deputy Levin documented their actions in a supplementary report attached as **Exhibit A, page 14-15**.

Deputy Jeremy Esswein, #[redacted], and his partner arrived at the scene after the shooting had occurred. Deputy Levin documented their actions in a supplementary report attached as **Exhibit A, page 14-15**.

Deputy Ryan Bodily, #[redacted], arrived at the scene after the shooting had occurred. His actions are documented in a supplementary report attached as **Exhibit A, page 47**.

Deputy Andrew Banos, #[redacted], accompanied Suspect Spears to the hospital. He documented statements made by Suspect Spears in a supplementary report attached as **Exhibit A, page 49**.

Suspect Spears was involved in an argument with his girlfriend, who attempted to hit him with a hammer. He fired a shot in the air to keep her from hitting him.

Suspect Spears fired four shots at the deputies. Suspect Spears apologized for shooting at the deputies. He was shot in the right hand during the incident.

Registered Nurse II Dora Sobotie, #[redacted], was interviewed by IAB Sergeant Watters via telephone on May 5, 2015. This interview was audio recorded and transcribed as **Job #46017**. See Transcriptions section for a verbatim copy of the interview.

Suspect Spears told Registered Nurse II Sobotie he shot at the police in an attempt to commit suicide. Nurse Sobotie documented Inmate Spears' statements in his medical record. See **Exhibit G, page 8**.

CIVILIAN WITNESS STATEMENT:

Witness [redacted] was interviewed by Homicide Detectives Duval and Salerno on March 16, 2014. IAB Sergeants Dennis Watters and Jeff Hamil were present for this interview. This interview was audio recorded and transcribed as **Job #42322**. See Transcriptions section for a verbatim copy of the interview. Detective Duval

summarized this interview in a supplementary report attached as **Exhibit A, pages 79-84**.

Witness [redacted] was involved in a domestic violence incident with her [redacted], Suspect Spears, while in Marina Del Rey. Witness [redacted] hit Suspect Spears in the face with the back of her hand, causing a cut on his face, and Suspect Spears struck Witness [redacted] in the face.

The incident continued after they returned to their apartment in Lancaster. Suspect Spears choked Witness [redacted], and she responded by striking him approximately three times in the head with a hammer. He released his chokehold and struck her once in the face and once in the back of her head. Suspect Spears was bleeding from the forehead after she struck him with the hammer.

Witness [redacted] eventually walked out of the apartment onto the second floor landing. Suspect Spears followed with a .380 caliber handgun. She said, "What are you doing?" and, "Please don't do this." Suspect Spears said, "I don't give a fuck about this," and fired the gun once into the air.

Witness [redacted] walked downstairs and Suspect Spears returned to the house. Witness [redacted] saw a couple down the street and yelled a request for them to call 911 about four to five times. An unknown person came to a window and asked what she needed. She said, "Please call 911. He has a gun and my [redacted]."

Suspect Spears came downstairs with their [redacted] on his left hip and the gun in his right hand. Suspect Spears gave Witness [redacted] their [redacted] and said, "Tell my [redacted] I love him," multiple times. Suspect Spears removed his property, including his wallet and car keys, and placed it on the trunk of a nearby car. He provided the access code numbers for his bank accounts to Witness [redacted] and told her he was owed one final paycheck. He told her to use the money as needed. Witness [redacted] told him he was going to go to jail and requested he put the gun down. Suspect Spears refused and said, "I'm not taking a gun charge."

Witness [redacted] returned to the apartment and locked the door. Suspect Spears remained in front of their apartment building pacing and cussing at her. Suspect Spears was in and out of her view through the front window. Suspect Spears told an unknown male who was walking with two children to remove the children from the area.
She did not see what he did with the gun.

Witness [redacted] called Suspect Spears' [redacted] and walked outside to inform him. She retreated to the apartment when he approached. Suspect Spears asked her to open the door and she refused. He said, "Well just call my [redacted] and tell my [redacted] I love her." She also heard him tell an unknown person, "Tell the cops to come."

Witness [redacted] heard two gunshots and then a car's tires screeching for an extended period. She heard an additional six to seven gunshots approximately thirty seconds to a minute after the first two gunshots. She was inside her apartment and did not see who fired the shots.

Suspect Spears came up the stairs and asked her to open the door after the shooting. She refused. She heard the police shouting and Suspect Spears said, "I have no more gun." Suspect Spears said, "You don't have to talk to me like that," but she did not hear what the police said to elicit this response. She heard the police tell Suspect Spears to roll and/or scoot down the stairs and saw him scoot down the stairs through the peep hole on the apartment door. When Suspect Spears was about one half way down the stairs she opened the door. She was told to close the door and complied.

Witness [redacted] opened the door again when she heard the police tell Suspect Spears to get on his stomach. She was instructed to close the door but did not close it completely. She was ordered down the stairs after Suspect Spears was taken into custody.

Witness [redacted] was interviewed by Homicide Detectives Duval and Salerno on March 16, 2014. IAB Sergeants Dennis Watters and Jeff Hamil were present for this interview. This interview was audio recorded and transcribed as **Job #42327**. See Transcriptions section for a verbatim copy of the interview. Detective Duval summarized this interview in a supplementary report attached as **Exhibit A, pages 77-78**.

Witness [redacted] and his [redacted], [redacted], were in the carport near their apartment when they saw an argument between Suspect Spears and Witness [redacted] near an apartment building to their southwest. They heard one gunshot as they carried groceries up the stairs to their apartment.

Witness [redacted] returned to his vehicle to obtain additional groceries and saw Witness [redacted] run to the middle of the street carrying a baby. She yelled, "Call 911." Witness [redacted] walked to the top of his stairway and called 911.

Witness [redacted] placed the groceries inside his apartment and returned to the top of the stairs outside his apartment. Suspect Spears was pacing near the building where the argument with Witness [redacted] had occurred.

After a couple of minutes, a marked patrol vehicle drove west through the apartment complex toward Suspect Spears with the emergency lights activated. Suspect Spears ran northeast from the sidewalk toward the approaching patrol car. The patrol car stopped and immediately accelerated in reverse, with the tires screeching. Suspect Spears chased the patrol car on foot as it travelled east. Witness [redacted] heard ten to twelve rapid-fire gunshots while Suspect Spears chased the patrol car. The gunshots began almost immediately after the patrol car reversed course. Suspect Spears closed the distance with the patrol car to approximately five to the ten feet during the chase.

Witness [redacted] was unable to see if Suspect Spears fired the shots. His view of the upper portion of Suspect Spears' body was obstructed by the carport when he entered the street to chase the patrol car. He was able to see Suspect Spears when he was on the sidewalk prior to chasing the patrol car.

Witness [redacted] went inside his apartment and locked the door. He heard five to six more rapid gunshots after he was inside his apartment. He did not go back outside until some time elapsed and he felt the incident had concluded.

Witness [redacted] was interviewed by Deputy Andrew Taylor on March 16, 2014. See supplementary report by Deputy Taylor attached as **Exhibit A, pages 20-21**.

Witness [redacted] was interviewed by Homicide Detectives Duval and Salerno on March 16, 2014. IAB Sergeants Dennis Watters and Jeff Hamil were present for this interview. This interview was audio recorded and transcribed as **Job #42328**. See Transcriptions section for a verbatim copy of the interview. Detective Duval summarized this interview in a supplementary report attached as **Exhibit A, pages 78-79**.

Witness [redacted] was inside his apartment when he heard the woman in the apartment directly above him (Witness [redacted]) screaming. He wasn't able to tell what she said but heard someone stomping around the apartment and saw clothes thrown outside his window.

Witness [redacted] heard Witness [redacted] yell, "Call 911." He saw the male resident (Suspect Spears) pacing in front of the apartment building with a small caliber handgun, possibly a .22 or .25 caliber, tucked in the right side of his waistband. Suspect Spears

was bleeding from an injury to the right side of his forehead. Witness [redacted] was not able to continuously see Suspect Spears as he moved due to the limited view from his window and peep hole.

Witness [redacted] heard a single small caliber gunshot upstairs. Suspect Spears argued with someone upstairs and said something similar to "I'll bust at you, and when the police come I'm gonna bust at the police." Approximately five to six minutes after this comment Witness [redacted] heard multiple gunshots from a larger caliber weapon. He was in the bathroom checking on his children and did not know who fired the shots.

Witness [redacted] heard the police tell Suspect Spears not to move and keep his hands up or they would fire on him. They gave Suspect Spears verbal instructions to slide down the steps on his butt. Suspect Spears said, "I don't have the gun on me." Witness [redacted] looked through the peep hole on his apartment door on saw Suspect Spears slide down the steps with his hands in the air. He assumed a prone position and was taken into custody.

Witness [redacted] was interviewed by Deputy Greg Whalen, #[redacted], on March 16, 2014. See supplementary report by Deputy Whalen attached as **Exhibit A, page 45**.

Witness [redacted] was interviewed by Homicide Detectives Duval and Salerno on March 21, 2014. This interview was audio recorded and transcribed as **Job #42326**. See Transcriptions section for a verbatim copy of the interview. Detective Duval summarized this interview in a supplementary report attached as **Exhibit A, pages 91-92**.

Witness [redacted] was north of the incident with his [redacted] Witness [redacted]. He was working on his car in the carport on the north/south access road on which Deputy Orantes later approached. He heard a male (Suspect Spears) and female (Witness [redacted]) yelling inside the apartment. The argument became louder when they exited the apartment.

Witness [redacted] heard a single gunshot, which he initially believed was a firecracker, followed by Witness [redacted] screaming, "Oh, you hurt my [redacted]. You hurt my [redacted]. Call 911." Suspect Spears said "Call 911, fuck the po-po," and "I'll just start shooting at them, too."

Witness [redacted] saw the first deputy drive west on the east/west access road approximately ten minutes later. Suspect Spears fired a shot at the deputy as he

arrived. The deputy drove the car in reverse away from Suspect Spears. Suspect Spears walked toward the police car while he shot two more rounds and started to jog after the police car at about the time he fired the third round. Witness [redacted] heard a total of approximately six rounds fired.

Witness [redacted] saw the second deputy arrive on the north/south access road and open the door to the patrol car as he went into his apartment. He did not hear any additional shots or see anything further until he returned outside and saw Suspect Spears handcuffed.

> **IAB Note:** See sketch on which [redacted] placed his initials to indicate his location and an "S" to indicate the locations he saw Suspect Spears, **Exhibit H**.

Witness [redacted] was interviewed by Homicide Detectives Duval and Salerno on March 21, 2014. This interview was audio recorded and transcribed as **Job #42324**. See Transcriptions section for a verbatim copy of the interview. Detective Duval summarized this interview in a supplementary report attached as **Exhibit A, pages 92-93**.

Witness [redacted] was in the carport on the north/south access road with her [redacted], Witness [redacted]. She heard Suspect Spears and Witness [redacted] arguing to her southwest. She heard Witness [redacted] say, "Call the cops. Somebody help me. Call the cops. He hurt my [redacted]," and then heard one gunshot. Suspect Spears said, "Now call the cops."

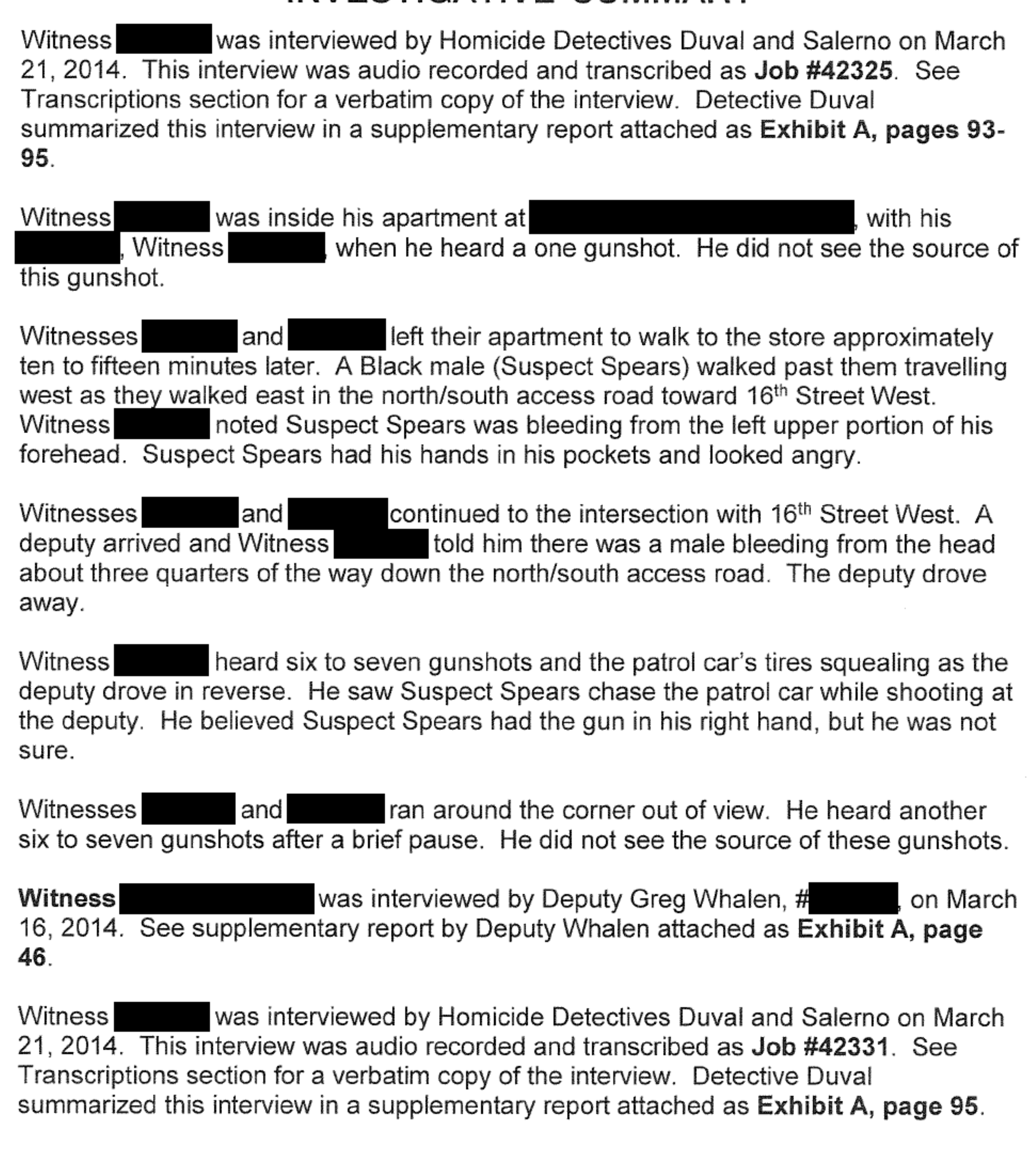
Witness [redacted] saw the first deputy drive west on the east/west access road between five and fifteen minutes after the gunshot. The deputy drove fast in reverse and then she heard gunshots. She saw Suspect Spears running after the patrol car with his right arm extended and pointed at the deputy. She heard approximately six gunshots as he ran.

Witness [redacted] went inside her apartment. She saw Deputy Orantes drive south on the north/south access road past her apartment through the window. She saw the patrol car stop and heard four to five gunshots.

Witness [redacted] was interviewed by Deputy Greg Whalen, #[redacted], on March 16, 2014. See supplementary report by Deputy Whalen attached as **Exhibit A, page 45-46**.

INTERNAL AFFAIRS BUREAU

INVESTIGATIVE SUMMARY



Witness [redacted] was interviewed by Homicide Detectives Duval and Salerno on March 21, 2014. This interview was audio recorded and transcribed as **Job #42325**. See Transcriptions section for a verbatim copy of the interview. Detective Duval summarized this interview in a supplementary report attached as **Exhibit A, pages 93-95**.

Witness [redacted] was inside his apartment at [redacted], with his [redacted], Witness [redacted], when he heard a one gunshot. He did not see the source of this gunshot.

Witnesses [redacted] and [redacted] left their apartment to walk to the store approximately ten to fifteen minutes later. A Black male (Suspect Spears) walked past them travelling west as they walked east in the north/south access road toward 16th Street West. Witness [redacted] noted Suspect Spears was bleeding from the left upper portion of his forehead. Suspect Spears had his hands in his pockets and looked angry.

Witnesses [redacted] and [redacted] continued to the intersection with 16th Street West. A deputy arrived and Witness [redacted] told him there was a male bleeding from the head about three quarters of the way down the north/south access road. The deputy drove away.

Witness [redacted] heard six to seven gunshots and the patrol car's tires squealing as the deputy drove in reverse. He saw Suspect Spears chase the patrol car while shooting at the deputy. He believed Suspect Spears had the gun in his right hand, but he was not sure.

Witnesses [redacted] and [redacted] ran around the corner out of view. He heard another six to seven gunshots after a brief pause. He did not see the source of these gunshots.

Witness [redacted] was interviewed by Deputy Greg Whalen, #[redacted], on March 16, 2014. See supplementary report by Deputy Whalen attached as **Exhibit A, page 46**.

Witness [redacted] was interviewed by Homicide Detectives Duval and Salerno on March 21, 2014. This interview was audio recorded and transcribed as **Job #42331**. See Transcriptions section for a verbatim copy of the interview. Detective Duval summarized this interview in a supplementary report attached as **Exhibit A, page 95**.

Witness [redacted] was inside her apartment with her [redacted], Witness [redacted], when she heard one gunshot to the east. She looked out the window and did not see the source of the gunshot.

Witnesses [redacted] and [redacted] left the apartment to take a walk a few minutes later. They passed a male Black adult as they walked. Witness [redacted] told her the male had blood on his face, but she was not able to see the blood. Witness [redacted] has poor eyesight and was not wearing her glasses.

A deputy arrived and asked them if they had seen anybody suspicious. Witness [redacted] told him about the male they had past. Witnesses [redacted] and [redacted] walked a short distance and heard five to six gunshots. She saw the patrol car travelling in reverse and heard the tires squealing due to the acceleration. The door to the patrol car was open. The male they had walked past was chasing the patrol car. She did not see him shoot at the patrol car. Witnesses [redacted] and [redacted] ran from the area. She did not hear any additional gunfire.

Witness [redacted] was interviewed by Homicide Detectives Duval and Salerno on March 24, 2014. This interview was audio recorded and transcribed as **Job #42330**. See Transcriptions section for a verbatim copy of the interview. Detective Duval summarized this interview in a supplementary report attached as **Exhibit A, pages 96-98**.

Witness [redacted] is a [redacted] of Witness [redacted] and Suspect Spears. She attended the gathering in Marina Del Rey and rode in the car with Witness [redacted] to Lancaster after they domestic dispute. She did not witness the physical altercation between Witness [redacted] and Suspect Spears or the shooting.

Witness [redacted] was interviewed by Homicide Detectives Duval and Salerno on March 24, 2014. This interview was audio recorded and transcribed as **Job #42323**. See Transcriptions section for a verbatim copy of the interview. Detective Duval summarized this interview in a supplementary report attached as **Exhibit A, pages 98-100**.

Witness [redacted] is a [redacted] of Witness [redacted] and Suspect Spears. He attended the gathering in Marina Del Rey and drove Suspect Spears to the apartment in Lancaster after the domestic dispute. He did not witness the physical altercation between Witness [redacted] and Suspect Spears or the shooting.

Witness [redacted] was interviewed by Deputy Andrew Taylor on March 16, 2014. See supplementary report by Deputy Taylor attached as **Exhibit A, pages 21-22**.

Witness [redacted] was inside his apartment at [redacted] (directly below Apartment #[redacted]) when he heard a gunshot in an apartment above him. He secured the doors and windows to his apartment.

He heard a woman yell, "Call 911," and saw Witness [redacted] speaking to a male Black adult who was bleeding from one of his temples through his living room window. The male reached into his pockets as if looking for something.

The male went out of view toward Apartment [redacted]. Witness [redacted] heard one gunshot, followed by two gunshots, followed by numerous gunshots. He did not see who was shooting.

Witness [redacted] was interviewed by Deputy Brian Burchett, #[redacted], on March 16, 2014. See supplementary report by Deputy Burchett attached as **Exhibit A, page 23**.

Witness [redacted] was inside her apartment at [redacted] when she heard three to four gunshots. She looked outside and saw a deputy fire approximately three rounds from his firearm. Witness [redacted] did not see anything further regarding the incident. She gathered her [redacted] and took them away from the windows.

Witness [redacted] was interviewed by IAB Sergeant Watters on May 7, 2015. This interview was audio recorded and transcribed as **Job #46151**. See Transcriptions section for a verbatim copy of the interview.

Witness [redacted] was laying on her bed with her [redacted] in the northwest bedroom of her apartment at [redacted]. She heard three to four gunshots and looked out her north facing window. She was pregnant and estimated it took her thirty seconds to look out the window after she heard the gunshots.

Witness [redacted] saw a deputy exiting a patrol car which was still moving south in the north/south access road just north of her apartment. She saw the car jerk to a stop. The deputy said something similar to, "What the fuck do you think this is?" The deputy fired his gun to his south from behind the door of the patrol car. Witness [redacted] grabbed her [redacted] and got on the floor after the second shot. She heard a total of six

or seven shots fired. Witness [redacted] did not see anyone other than the deputy. She expressed concern regarding the shooting backdrop.

Witness [redacted] was interviewed by Deputy Brian Burchett, #[redacted], on March 16, 2014. See supplementary report by Deputy Burchett attached as **Exhibit A, page 23.**

Witness [redacted] was inside her apartment at [redacted] when she heard six to eight gunshots. She looked outside and saw a deputy running west in the parking lot. She left the window and did not see anything further.

Witness [redacted] did not respond to a letter which requested an interview with Internal Affairs Bureau. See Miscellaneous Documents.

Witness [redacted] was interviewed by Deputy Brian Burchett, #[redacted], on March 16, 2014. See supplementary report by Deputy Burchett attached as **Exhibit A, page 24.**

Witness [redacted] was inside her apartment at [redacted] when she heard a loud "pop," followed by two additional "pops." Several seconds later she heard a "succession of pops."

Witness [redacted] was interviewed by Deputy Brian Burchett, #[redacted], on March 16, 2014. See supplementary report by Deputy Burchett attached as **Exhibit A, page 24.**

Witness [redacted] heard a female screaming followed by nine gunshots.

Witness [redacted] was interviewed by Deputy Brian Burchett, #[redacted], on March 16, 2014. See supplementary report by Deputy Burchett attached as **Exhibit A, page 24.**

Witness [redacted] was inside his apartment at [redacted] when he heard seven loud pops.

Witness [redacted] was interviewed by Deputy John Hall, #[redacted], on March 16, 2014. See supplementary report by Deputy Burchett attached as **Exhibit A, page 43-44.**

Witness [redacted] was inside his apartment at [redacted] when he heard a gunshot west of his apartment. He heard a woman yell for someone to call 911. Witness [redacted] heard a male and female arguing and heard someone bang on an apartment door to his west. He heard a male say, "Do you think I shot at you for no reason?"

About five minutes later Witness [redacted] heard ten to fifteen gunshots.

[redacted] was identified as a [redacted] in the emergency room at [redacted] in the supplementary report by Deputy Banos. See **Exhibit A, page 49**. The report indicated Suspect Spears told [redacted] he shot at the police and he was shot when they returned fire.

[redacted] was interviewed by IAB Sergeant Watters on May 6, 2015. This interview was audio recorded and transcribed as **Job #45150**. See Transcriptions section for a verbatim copy of the interview.

[redacted] was shown a photograph of Suspect Spears which depicted both his face and his injuries. See **Exhibit I**. [redacted] did not remember Suspect Spears. [redacted] did remember a conversation with a patient in which the patient told her he was shot by police after he shot at the police, but she did not know if the conversation was with Suspect Spears.

[redacted], #[redacted], was employed by the [redacted] Witness [redacted] documented Suspect Spears' suicide ideation or threat of "Suicide by cop" in his jail medical records during her contact with him on March 20, 2014. See **Exhibit G, page 21**.

Witness [redacted] was out on extended leave with no known date of return per [redacted] at [redacted] on May 05, 2015.

Witness [redacted] was interviewed by IAB Sergeant Watters on May 13, 2015. This interview was audio recorded and transcribed as **Job #46206**. See Transcriptions section for a verbatim copy of the interview.

Witness [redacted] encountered a Black male with blood on his face on the east/west access road near the southwest corner of the apartment complex. The male came from carport area on the south side of the road and told Witness [redacted] to take his children and turn around as he planned to be in a shooting. Witness [redacted] did not see any firearm but believed the male was serious and returned to his apartment at [redacted]

[redacted]. Witness [redacted] called 911 to report what occurred. See call labeled @226 911F contained within **Exhibit A**. Witness [redacted] heard several gunshots about five minutes after he returned to his apartment but was not able to see what occurred.

> **IAB Note:** Witness [redacted] was shown a map of the apartment complex during the interview. He was not able to recall his address at the time of the incident but identified the building labeled "P" on the map. Witness [redacted] marked an X on the map in the area where he encountered Suspect Spears. See map labeled **Exhibit J**.

SUSPECT STATEMENT:

Suspect Dajuan Spears was interviewed by Homicide Detectives Duval and Aguilera on March 17, 2014. This interview was audio recorded and transcribed as **Job #42329**. See Transcriptions section for a verbatim copy of the interview. This interview was summarized by Detective Duval in a supplementary report, see **Exhibit A, pages 88-90**.

Suspect Spears was involved in a domestic violence incident with his [redacted], Witness [redacted], while leaving a restaurant in Marina Del Rey. They returned to their apartment in Lancaster in separate vehicles and the domestic violence incident resumed.

Suspect Spears was struck in the head with a hammer by Witness [redacted]. He was frustrated and fired a shot into the air while standing on the balcony after he noticed blood coming from his head wound.

Suspect Spears gave his property to Witness [redacted]. He asked Witness [redacted] to tell his mother he loved her, because he felt he was going to jail. Witness [redacted] requested he put the gun down and he refused. He told her he didn't want another gun case. He denied requesting the police be called or stating he was going to shoot it out with the police.

Suspect Spears had no memory of his encounter with the deputies until he was on the stairs and the deputy said, "Come down the stairs, fucking nigger." He no longer had the gun when he was ordered down the stairs.